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Paper No. 10

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SEP 4 2002

In re Application of)	
ALBERT)	
Application No. 09/190,378)	DECISION ON PETITION TO
Filed: November 10, 1998)	WITHDRAW THE HOLDING
For: Method for Thinning Semiconductor Wafers with)	OF ABANDONMENT
Circuits and Wafers Made by the Same)	

This is a decision on the petition filed on January 10, 2002, and supplemented on March 22, 2002, to withdraw the holding of abandonment of the above-identified application.

The petition is **GRANTED**

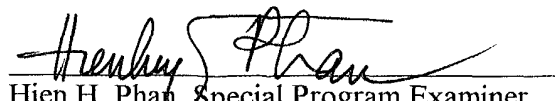
A non-final Office action was mailed on April 20, 2001 setting a three-month shortened statutory period for reply. In the apparent absence of a reply, the application was held abandoned, and a Notice of Abandonment was mailed on November 26, 2001.

Petitioner indicates that an amendment responsive to the Office action was timely filed on October 22, 2001. The petition includes a copy of an amendment with a certificate of mailing dated October 22, 2001, and a copy of a return postcard which acknowledges receipt of an amendment by the Patent and Trademark Office on January 9, 2002. The petition includes a copy of a petition for a three-month extension of time, along with a copy of a check for \$460.

The response to the Office action is not of record in the application file and cannot be located. However, M.P.E.P. § 503 states that "A post card receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO." Accordingly, it is concluded that the response was timely received in the USPTO but lost after receipt thereof.

For the above stated reasons, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The copy of the response submitted on January 10, 2002, is accepted.

The application file is being forwarded to the technical support staff for Technology Center 2800 for processing of the response submitted on January 4, 2002.


Hien H. Phan, Special Program Examiner
Technology Center 2800 - Semiconductors, Electrical
and Optical Systems and Components